

BILL NO. 93-37

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

AS AMENDED

BILL NO. 93-37

Introduced by Council President Wilson at the request of the County Executive
Legislative Day No. 93-13 Date May 4, 1993

AN ACT to provide the County Executive with the authorizatization to execute, on behalf of Harford County, Maryland, an equipment lease/purchase agreement to be obtained through the competitive bid process, for the financing and acquisition of certain necessary and essential equipment for use in connection with the operation of the solid waste facilities of Harford County, Maryland; providing that the aggregate principal amount of such financing shall not exceed One Million Dollars (\$1,000,000.00); authorizing the County Council of Harford County to adopt a Resolution that shall provide for additional details incident to the financing and acquisition of such equipment; providing that, upon the recommendation of the County Executive and with the approval of the County Council through a Resolution, the list of equipment to be acquired may be revised and amended and other necessary and essential equipment for the operation of the County's solid waste facilities may be substituted therefor; providing further that, upon the recommendation of the County

By the Council, May 4, 1993

Introduced, read first time, ordered posted and public hearing scheduled
on: June 1, 1993
at: 6:30 p.m.

By Order: James D. Vannoy, Acting Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on June 1, 1993, and concluded on, June 1, 1993

James D. Vannoy, Acting Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

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Executive and with the approval of the County Council through a Resolution, the County may purchase such equipment as an alternative to acquiring such equipment pursuant to a lease finance agreement; and providing further, that the County's obligation to make payments under any lease/purchase agreement entered into for the acquisition of the equipment, and all other obligations of the County in connection with the financing and acquisition of such equipment, shall be subject to annual appropriation by the County Council of Harford County and shall not constitute debt of the County nor shall any such obligations in any way constitute a pledge of the general tax revenues, funds, or moneys of the County; and generally providing for and determining various matters in connection with the financing and acquisition of such equipment.

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____, and concluded on, _____

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

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RECITALS

1
2 WHEREAS, the County Executive proposes that Harford County,
3 Maryland, enter into a lease/purchase agreement (the "Lease")
4 through the competitive bid process, for the financing and
5 acquisition of certain Equipment (hereinafter defined) to be used
6 in connection with the operations of the County's solid waste
7 facilities, such financing to be in an aggregate principal amount
8 not to exceed One Million Dollars (\$1,000,000.00); and

9 WHEREAS, the County Executive proposes that she and such other
10 County officials as she may require be given the authority to
11 execute the Lease and such other documentation as shall be
12 necessary to effect the financing and acquisition of the Equipment
13 on behalf of Harford County, Maryland; and

14 WHEREAS, certain details of the Lease and additional details
15 incident to the financing and acquisition of the Equipment shall be
16 approved by a Resolution of the County Council of Harford County;
17 and

18 WHEREAS, the County Executive proposes that upon her
19 recommendation, and with the approval of the County Council,
20 through a Resolution, that the list of equipment to be acquired as
21 approved by this Act may hereafter be revised and amended and such
22 other equipment as may be necessary and essential for the operation
23 of the County's solid waste facilities may be substituted therefor;
24 and

25 WHEREAS, the County Executive proposes that upon her
26 recommendation, and with the approval of the County Council,
27 through a Resolution, the County may purchase such necessary and
28

1 essential equipment as an alternative to acquiring such equipment
2 pursuant to a lease finance agreement; and

3 WHEREAS, Sections 520 and 524 of the Charter of Harford
4 County, Maryland, require that all agreements and payments
5 thereunder which would extend beyond the current fiscal year be
6 authorized by legislative act.

7 NOW, THEREFORE,

8 Section 1. Be It Enacted By The County Council of Harford
9 County, Maryland, that the County Executive, be, and she and such
10 other County officials as she may require are hereby authorized to
11 execute, on behalf of the County, the Lease and such other
12 documentation as the County Executive shall determine to be
13 necessary to effect the financing and acquisition of the Equipment
14 and that such lease shall provide for payment by Harford County,
15 Maryland, of lease payments in an aggregate principal amount not to
16 exceed \$1,000,000.00.

17 Section 2. Be It Further Enacted By The County Council of
18 Harford County, Maryland, that the Lease shall provide for the
19 financing and acquisition of the Equipment as more fully described
20 on Exhibit A, attached to this Act and incorporated herein by
21 reference, to be used in connection with the operation of the
22 County's solid waste facilities. The cost of the acquisition of
23 the Equipment may include all necessary installation fees.

24 Section 3. Be It Further Enacted By The County Council of
25 Harford County, Maryland, that certain details of the
26 lease/purchase financing evidenced by the Lease (including, but not
27 limited to the successful bidder) shall be approved by the County
28 Council through a Resolution.

AS AMENDED

Section 4.

Be It Further Enacted By The County Council of Harford County, Maryland that, upon the recommendation of the County Executive and with the approval of the County Council of Harford County through a Resolution, the list of equipment to be acquired as approved by this Act may be revised and amended and other necessary and essential equipment for the operation of the County's solid waste facilities may be substituted therefor.

Section 5.

Be It Further Enacted By The County Council of Harford County, Maryland, that any Lease payments under the Lease shall be subject to annual appropriation by the County Council and shall not constitute a current expense of the County, shall not be construed as debt of the County, nor shall the County's obligation to make such Lease payments in any way constitute a pledge of the general tax revenues, funds or moneys of Harford County, Maryland.

Section 6.

Be It Further Enacted By The County Council of Harford County, Maryland that, upon the recommendation of the County Executive and with the approval of the County Council of Harford County through a Resolution, the County may purchase such equipment as an alternative to acquiring such equipment pursuant to a lease finance agreement.

Section 7.

And Be It Further Enacted By The County Council of Harford County, Maryland, that this Act shall take effect sixty (60) calendar days from the date it becomes law.

EFFECTIVE: September 7, 1993

EXHIBIT A
TO BILL NO. 93-37

EQUIPMENT LIST

FY 94 EQUIPMENT FOR THE SOLID WASTE FUND

301101 ADMINISTRATION

Estimated Costs

4X4 VEHICLE	14,500
TEST EQUIP FOR 4X4	<u>5,500</u>
	19,500

302211 SOLID WASTE MANAGEMENT

2 COMPACT CARS	20,000
2 - 4X4 PICK UPS FOR LANDFILL	32,000
FRONT END LOADER	150,000
SWEeper	28,000
SCRAPPER	<u>400,000</u>
	630,000

301231 RECYCLING

2 VANS: 1 FOR TRUSTEES	
1 FOR BUDDY BLUE BAG	26,275
BRUSH CHIPPER	<u>240,000</u>
	266,275

LEASE PURCHASE TOTAL	915,775	<u>902,675</u>
ESTIMATED COST:		

HARFORD COUNTY BILL NO. 93-37 (as amended)

(Brief Title) Lease/Purchase - Solid Waste Equipment

is herewith submitted to the County Council of Harford County for enrollment as being the text as finally passed.

CERTIFIED TRUE AND CORRECT

ENROLLED

James D. Varmey
Acting Secretary
of the Council

[Signature]
President of the Council

Date July 6, 1993

Date July 6, 1993

BY THE COUNCIL

Read the third time.

Passed: LSD 93-20 (July 6, 1993)

Failed of Passage: _____

By Order

James D. Varmey
Acting Secretary

Sealed with the County Seal and presented to the County Executive for approval this 7th day of July, 1993 at 3:00 p. m.



James D. Varmey
Acting Secretary

BY THE EXECUTIVE

[Signature]
COUNTY EXECUTIVE

APPROVED: Date July 9, 1993

BY THE COUNCIL

This Bill (No. 93-37, as amended), having been approved by the Executive and returned to the Council, becomes law on July 9, 1993.

James D. Varmey
Acting Secretary

EFFECTIVE DATE: September 7, 1993